

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Vacant, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

**CERTIFICATE OF RECOGNITION PRESENTED TO
DEPARTMENT OF TOXIC SUBSTANCES AND GOODWILL**

**PROCLAMATION PRESENTED TO SAINT ANTHONY CATHOLIC SCHOOL
IN CELEBRATION OF 100TH YEAR ANNIVERSARY**

**PROCLAMATION PRESENTED TO COACH ROBERT FITZPATRICK
FOR OUTSTANDING CONTRIBUTIONS TO
LONG BEACH YOUTH AND EDUCATION**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

1. 07-0052 Recommendation to review and consider the report of the hearing officer on the suspension/revocation of Entertainment Permit No. BU99041410 issued to Mariposa Restaurant Group LLC, dba Mariposa, 100 W. Broadway, Long Beach. (District 2)
Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.
2. 07-0053 Recommendation to receive supporting documentation into the record, conclude the public hearing, find that the area to be vacated is not needed for present or prospective public use; and adopt resolution ordering the vacation of a portion of the east-west alley in the block west of Long Beach Boulevard and south of Third Street adjacent to 210 East Third Street. (District 2)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

5. 07-0066 Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$5,940 for the claim of Kevin Bradburn; \$29,155 for the claim of Jacqueline Deak; \$100,165 for the claim of David Mc Ghee; \$57,200 for the claim of Henry Ramirez; \$10,600 for the claim of Emelda Sweezer; and two Stipulations with Requests for Awards in the amount of (1) \$26,180 and (2) \$38,080 for the claim of Andrew Winstead, in compliance with Appeals Board Orders.
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.
6. 07-0076 Recommendation to receive and file settlement reached between City of Long Beach and AC Catalina Landing LLC.
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.
7. 07-0077 Recommendation to authorize City Manager to execute an agreement with legal counsel Taubman, Simpson, Young, & Sulentor in the matter entitled, Thomas Lee Goldstein vs. City of Long Beach, et al., Case No. CV 04-9692 AHM (Ex).
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.
8. 07-0078 Recommendation to authorize City Manager to execute an agreement with legal counsel Ferguson, Praet & Sherman in the matter entitled, Thomas Lee Goldstein vs. City of Long Beach, et al., Case No. CV 04-9692 AHM (Ex).
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.
9. 07-0080 Recommendation to refer to City Attorney damage claims received between January 11, 2007 and January 18, 2007.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

10. 07-0054 Recommendation to authorize City Manager to execute the First Amendment to Lease No. 26970 between Long Beach Memorial Medical Center, a California non-profit public benefit corporation (Landlord), and the City of Long Beach (Tenant) for office space at 2701 Atlantic Avenue, Suite B, for the continued operation of the Department of Health and Human Services administered Woman, Infants and Children Nutrition Program for an extended term through June 30, 2010, at the current monthly base rent payment of \$2,693. (District 6)
- Office or Department:** COMMUNITY DEVELOPMENT; HEALTH AND HUMAN SERVICES
- Suggested Action:** Approve recommendation.
11. 07-0055 Recommendation to adopt Specifications No. PA-01107 and award a contract to Azteca Landscape for providing Queensway Bay landscaping and maintenance in the total estimated annual amount of \$685,461 for the period of one year, with the option to renew for three additional one-year periods, at the discretion of the City Manager. (District 2)
- Office or Department:** FINANCIAL MANAGEMENT; PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
12. 07-0056 Recommendation to adopt Specifications No. PA-00707 and award contracts to Friction Materials Company; H & H Auto Parts Wholesale; The Lighthouse, Inc.; Pacific Supply Co.; and C & C Automotive Distributors for the purchase of automotive parts and supplies for a combined estimated annual amount of \$900,000 including tax, for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT; PUBLIC WORKS
- Suggested Action:** Approve recommendation.
13. 07-0070 Recommendation to refer the Fiscal Year 2006 Year-End Budget Performance Report to the Budget Oversight Committee. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
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14. 07-0057 Recommendation to authorize City Manager to establish a program to recognize major donors to the "Family Learning Center and Literacy Endowment Program" for the new Mark Twain Neighborhood Library. (District 6)

Office or Department: LIBRARY SERVICES

Suggested Action: Approve recommendation.

15. 07-0058 Recommendation to adopt resolution authorizing City Manager to execute an agreement with Dresser Roots Meters & Instruments, dba DMD Dresser, to provide rotary-type gas meters, other services and parts in an amount not to exceed \$150,000. The term of the agreement will be for one year with the option for two additional one-year extension periods, which will be executed at the discretion of the City Manager. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

16. 07-0059 Recommendation to adopt resolution authorizing City Manager to execute an agreement with Measurement Control Systems, to provide gas regulators and meters manufactured by Elster American Meters (Elster American) in the amount of \$150,000. The term of the agreement will be for one year with the option for two additional one-year extension periods, which will be executed at the discretion of the City Manager. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

17. 07-0061 Recommendation to receive and file the application of DDRC Pike Entertainment LLC, dba Gameworks, for a person-to-person transfer of an Alcoholic Beverage Control License, at 10 Aquarium Way, with existing conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

18. 07-0062 Recommendation to request City Attorney to prepare an amendment to the Long Beach Municipal Code section 10.54.040 - Skateboarding, to prohibit skateboarding on Long Beach Community College District campuses and Long Beach Unified School District facilities. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

19. 07-0063 Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 62497 located south of First Street and east of Junipero Avenue. (District 3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

20. 07-0064 Recommendation to authorize City Manager to execute an agreement with the City of Seal Beach to provide maintenance, repair and collection services for parking meters by the City of Long Beach for a period of three years. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

21. 07-0079 Recommendation to receive and file minutes of:
Harbor Commission - December 18, 2006.
Water Commission - December 21, 2006.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

22. 07-0069 Recommendation to approve Proclamation presented to Coach Robert Fitzpatrick for outstanding contributions to Long Beach youth and education.

Office or Department: LEGISLATIVE

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

23. 07-0039 Recommendation to request City Attorney to file a motion in US District Court to intervene in Pacific Merchant Shipping Association (PMSA) v. Witherspoon (Case No. 2:06-CV-02791-DFL-KJM).

Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT;
COUNCILMEMBER TONIA REYES URANGA,
SEVENTH DISTRICT

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

24. 07-0060 Recommendation to request City Attorney to draft a resolution to declare a citywide special election to take place on May 1, 2007.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

25. 07-0083 Recommendation to refer to the Charter Amendment Committee the proposed amendment on the process for granting development rights and entering into leases for the Harbor Department.

Office or Department: COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT;
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

26. 07-0084 Recommendation to: 1) Place amended ordinance as recommended by the City Auditor on the next available ballot; and 2) dedicate any revenue generated from the proposed increase 50% to Public Safety and 50% to Infrastructure Improvements.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

27. 07-0089 Recommendation to review proposed amendments to the Long Beach City Charter, as revised on January 16, 2007.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
28. 07-0085 Recommendation to increase the current Oil Production Tax (OPT) from \$0.15 per barrel to \$0.40 per barrel with an annual adjustment based on the Consumer Price Index (CPI). (Citywide)
Office or Department: CITY AUDITOR

Suggested Action: Approve recommendation.
29. 07-0012 Recommendation to authorize City Manager to execute a Sixth Amendment to Agreement No. 26085 to extend the contract term to May 31, 2007 with ACE Parking Management, Inc., to provide parking management services in the Downtown area. (Districts 1,2,3)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.
30. 07-0013 Recommendation to request City Attorney to prepare and authorize City Manager to execute all documents necessary to implement an agreement between the City of Long Beach and Central Parking Systems for parking management services in an amount not to exceed \$3,806,275 annually, which includes a contingency of 25 percent (or \$761,254) should the scope of services expand. (Districts 1,2,3)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

31. 07-0067 Recommendation to adopt Resolution of Intention to establish City of Long Beach Community Facilities District No. 2007-1 (Douglas Park-Commercial Area) Improvement Area A and Improvement Area B; initiate proceedings to levy special taxes; approve boundaries, and rate and method of apportionment; establish voting procedures; and set date of public hearing for Tuesday, February 20, 2007, at 5:00 P.M. (District 5)

Office or Department: FINANCIAL MANAGEMENT; COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

32. 07-0068 Recommendation to adopt Resolution of Intention to incur bonded indebtedness of the proposed City of Long Beach Community Facilities District No. 2007-1 (Douglas Park-Commercial Area) Improvement Area A not to exceed \$16 million and Improvement Area B not to exceed \$13.5 million; and set date of public hearing for Tuesday, February 20, 2007, at 5:00 P.M. (District 5)

Office or Department: FINANCIAL MANAGEMENT; COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

33. 07-0071 Recommendation to approve the Fiscal Year 2007 first quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

34. 07-0081 Recommendation to authorize City Manager to: (1) adjust Housing Trust Fund to include all existing City affordable housing funding sources except Housing Authority Funding, and (2) request The Long Beach Housing Development Company to annually review the need for potential Housing Trust Fund sources and report out to the City Council as necessary. (Citywide)

Office or Department: PLANNING AND BUILDING; COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

35. 07-0072 Recommendation to receive and file the application of Wings Over Long Beach LLC, dba Hooters of Long Beach, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 130 Pine Avenue, with conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

36. 07-0073 Recommendation to receive and file the Airport activities report. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCE:

37. 07-0051 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 16.58 relating to Labor Peace agreements for hotels on City-owned property, read and adopted as read.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

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PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, January 23, 2007 – Elections Oversight Committee at 2:30 P.M., Council Chamber.

Tuesday, January 30, 2007 – Public Safety Committee at 1:00 P.M., Council Chamber.

Tuesday, February 6, 2007 – Personnel and Civil Service Committee at 3:00 P.M., Council Chamber.

Tuesday, February 6, 2007 – Economic Development and Finance Committee at 2:00 P.M., Council Chamber.

HEARING REMINDER:

Tuesday, February 6, 2007 – Hearing for conveyance of property located on westside of Atlantic Avenue between Hill Street, 20th and 21st Streets from the Redevelopment Agency to the Long Beach Housing Development Company for the development of workforce housing. (District 6)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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